

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

In Re Pork Antitrust Litigation

This Document Relates to: All Actions

No. 1:18-cv-01776-JRT-HB

**MOTION TO DISMISS
PLAINTIFFS' AMENDED
COMPLAINTS**

Pursuant to Fed. R. Civ. P. 12(b)(6), Defendant Triumph Foods, LLC moves for dismissal of Direct Purchaser Plaintiffs' Third Amended and Consolidated Class Action Complaint, *In re Pork Antitrust Litig.*, 0:18-cv-01776-JRT-HB, Dkt. No. 431 (D. Minn. Jan. 15, 2020), the Commercial and Institutional Indirect Purchaser Plaintiffs' Third Amended and Consolidated Class Action Complaint, *In re Pork Antitrust Litig.*, 0:18-cv-01776-JRT-HB, Dkt. No. 432 (D. Minn. Jan. 15, 2020), the Consumer Indirect Purchaser Plaintiffs' Second Amended Consolidated Class Action Complaint, *In re Pork Antitrust Litig.*, 0:18-cv-01776-JRT-HB, Dkt. No. 392 (D. Minn. Nov. 6, 2019). This Motion is supported by the Memorandum of Law in Support of Defendant Triumph Foods LLC's Motion to Dismiss Plaintiffs' Amended Complaints and all of the files, records, and proceedings herein.

Dated: January 15, 2020

Respectfully Submitted

/s/ Gene Summerlin

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Marnie Jensen (*pro hac vice*)

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CERTIFICATE OF SERVICE

I hereby certify that on January 15, 2020 the above-and foregoing document was electronically filed with the court and a file-stamped copy was forwarded to all counsel of record through the Court's electronic filing system.

January 15, 2020

By: /s/Gene Summerlin